

**FILED**  
NOTE: This disposition is nonprecedential.

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**United States Court of Appeals for the Federal Circuit**

CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

2008-1205

CELERITY, INC.,

Plaintiff/Counterclaim Defendant-Appellee,

v.

ULTRA CLEAN TECHNOLOGY SYSTEMS AND SERVICE, INC.,

Defendant/Counterclaimant-Appellant,

and

ULTRA CLEAN HOLDINGS, INC.,

Defendant-Appellant.

Keith L. Slenkovich, Thelen LLP, of San Jose, California, argued for plaintiff/counterclaim defendant-appellee. With him on the brief were Robert E. Camors, Jr., Christopher L. Ogden, Karin M. Frenza, and Tomomi K. Harkey.

Paul J. Andre, King & Spalding LLP, of Redwood Shores, California, argued for defendant/counterclaimant-appellant and defendant-appellant. With him on the brief were Lisa Kobialka and Amy Sun.

Appealed from: United States District Court for the Northern District of California

Judge Maxine M. Chesney

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## United States Court of Appeals for the Federal Circuit

2008-1205

CELERITY, INC.,

Plaintiff/Counterclaim Defendant-  
Appellee,

v.

ULTRA CLEAN TECHNOLOGY SYSTEMS AND SERVICE, INC.,

Defendant/Counterclaimant-  
Appellant,

and

ULTRA CLEAN HOLDINGS, INC.,

Defendant-Appellant.

### Judgment

ON APPEAL from the United States District Court for the Northern District of  
California

in CASE NO(S). 05-CV-4374 and 05-CV-3560

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam (GAJARSA, DYK, and MOORE, Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

DATED OCT - 9 2008

*Jan Horbaly*

Jan Horbaly, Clerk

**ISSUED AS A MANDATE:** OCT 30 2008

CERTIFIED COPY  
I HEREBY CERTIFY THIS DOCUMENT  
IS A TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE.

UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT

By: *Kelly W. Wainwright* Date: 10-30-08

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

OCT 09 2008

JAN HORBALY  
CLERK